IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

DEVEARL L. BACON,

:

Plaintiff,

v. : Civil Action No. 04-841 JJF

EDMUND M. HILLIS and, :

ANGELO FALASCA,

Defendants.

ORDER

At Wilmington, this 2 day of October 2005, for the reasons set forth in the Memorandum Opinion issued this date;

IT IS HEREBY ORDERED that Plaintiff's Complaint is **DISMISSED** as frivolous pursuant to 28 U.S.C. §§ 1915 (e)(2)(B) and 1915 (b)(1).

NITED STATES DISTRICT JUDGE